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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
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10/517,900

07/21/2005

Thomas Walther

231511

6881

23460 7590 10/03/2007  
LEYDIG VOIT & MAYER, LTD  
TWO PRUDENTIAL PLAZA, SUITE 4900  
180 NORTH STETSON AVENUE  
CHICAGO, IL 60601-6731

EXAMINER

LAMB, BRENDA A

ART UNIT

PAPER NUMBER

1734

MAIL DATE

DELIVERY MODE

10/03/2007

PAPER

**Please find below and/or attached an Office communication concerning this application or proceeding.**

The time period for reply, if any, is set in the attached communication.



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APPLICATION NO./ CONTROL NO.	FILING DATE	FIRST NAMED INVENTOR / PATENT IN REEXAMINATION	ATTORNEY DOCKET NO.
10517900	7/21/05	WALTHER ET AL.	231511

LEYDIG VOIT & MAYER, LTD  
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CHICAGO, IL 60601-6731

## EXAMINER

Brenda A. Lamb

ART UNIT	PAPER
1734	20070916

DATE MAILED:

**Please find below and/or attached an Office communication concerning this application or proceeding.**

## Commissioner for Patents

The reply filed on 6/25/2007 is not fully responsive to the prior Office Action because of the following omission(s) or matter(s):

Newly submitted claims 13-27 are directed to an invention that is independent or distinct from the invention originally claimed for the following reasons: newly submitted claims 13-25 require a printing machine with an applicator device positively claimed in combination with a printing cylinder having a cylinder channel and further requires the compressible layer of the applicator device now claimed in combination of the printing cylinder result in the function of dampening the printing machine against jolts resulting from rolling movement of the applicator surface over the printing cylinder channel whereas the originally filed claims required only the applicator device comprised of an applicator roller.

Newly claim submitted claim 26 require an offset printing machine with an applicator device positively claimed in combination with a printing cylinder having a cylinder channel and a blanket cylinder and further requires the compressible layer of the applicator device now claimed in combination of the printing cylinder result in the function of dampening the printing machine against jolts resulting from rolling movement of the applicator surface over the printing cylinder channel whereas the originally filed claims required only the applicator device comprised of an applicator roller.

Newly claim submitted claim 27 require an flexographic printing machine with an applicator device positively claimed in combination with a printing cylinder having a cylinder channel and a pressure cylinder and further requires the compressible layer of the applicator device now claimed in combination of the printing cylinder result in the function of dampening the printing machine against jolts resulting from rolling movement of the applicator surface over the printing cylinder channel whereas the originally filed claims required only the applicator device comprised of an applicator roller.

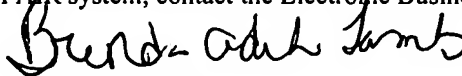
Since applicant has received an action on the merits for the originally presented invention, this invention has been constructively elected by original presentation for prosecution on the merits. Accordingly, claims 13-27 are withdrawn from consideration as being directed to a non-elected invention. See 37 CFR 1.142(b) and MPEP § 821.03.

See 37 CFR 1.111. Since the above-mentioned reply appears to be *bona fide*, applicant is given **ONE (1) MONTH or THIRTY (30) DAYS** from the mailing date of this notice, whichever is longer, within which to supply the omission or correction in order to avoid abandonment. EXTENSIONS OF THIS TIME PERIOD MAY BE GRANTED UNDER 37 CFR 1.136(a).

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Brenda A. Lamb whose telephone number is (571) 272-1231. The examiner can normally be reached on Monday-Tuesday and Thursday-Friday. The examiner can also be reached on alternate Wednesdays.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Philip Tucker, can be reached on (571) 272-1095. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).



Brenda A Lamb  
Examiner  
Art Unit 1734